IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FOURTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 6257 of 2005

Between:

1. Authorised Officer, Andhra Bank, Zonal Office,

Raja Rangayyappa Rao Street, Vijayawada-520001,

Krishna District.
2 Manager, Andhra Bank, Main Branch, R.R.Street,

Vijayawada.

..... PETITIONERS

AND

1. M/s. Omayal Agro Industries Limited, rep., by its Director,

Ladi Desikachari Road, Mookambika Complex,
Mylapore, Chennai.

2. R.Vydhyanadham, c/o M/s. Omayal Agro Industries

Limited, rep., by its Director, Ladi Desikachari Road,

Mookambika Complex, Mylapore, Chennai.

3. T.Jayaraman, c/o M/s.Omayal Agro Industries Limited,

rep., by its Director, Ladi Desikachari Road,
Mookambika Complex, Mylapore, Chennai.

4. S.R.Khannan, c/o M/s.Omayal Agro Industries Limited,

rep., by its Director, Ladi Desikachari Road,
Mookambika Complex, Mylapore, Chennai.

5. M/s.Sri Ram Transport Finance Co.Ltd., a company duly

Incorporated, Anagappa Naicken Street, Chennai.

6. M/s.Shree Constructions P.Ltd., a company incorporated,

8, Murrayya gate Road, Alwarpet, Chennai, rep., by its
Managing Director.

7. M/s.Shri Ram Investments, a Company duly incorporated,

rep., by its Director, Lady Desikachari Road,
Mookambika Complex, Mylapore, Chennai.

8. Sasi Sri Extractors Ltd., (SSEL), c/o M/s. Omayal Agro

Industries Limited, rep., by its Director, Ladi Desikachari
Road, Mookambika Complex, Mylapore, Chennai.

9. The Debts Recovery Tribunal, Visakhapatnam.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ order or direction more particularly one in the nature of a writ of Certiorari after calling from the records relating to and connected with order dt.22-2-2005 in IA No.115/05 in SA No.33/05 of the Debts Recovery tribunal, Visakhapatnam and quash or set aside the same by declaring it illegal, arbitrary, perverse and against to the statutory Rules and the law of the land and to pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case and in the interest of justice.

For the Petitioners: MR.A.KRISHNAM RAJU, Advocate.

For the Respondents: .

The Court made the following:

ORDER: (per Sri B. Sudershan Reddy, J)

Since the Debts Recovery Tribunal, Visakhapatnam for the present is not functioning, we consider it appropriate to direct the Debts Recovery Tribunal, Hyderabad to entertain the application to be filed by the petitioners herein for advancement of hearing of I.A No. 115 of 2005 in S.A No. 33 of 2005 on the file of the Debts Recovery Tribunal, Visakhapatnam and dispose of the same within one week from the date of such advancement. There shall be an order accordingly.

It is needless to observe that the Debts Recovery Tribunal at Hyderabad shall hear both the petitioners as well as the respondents who are already represented by a counsel before disposing of the said interlocutory application in accordance with law.

The Writ Petition is accordingly disposed of.

(B. Sudershan Reddy, J)

24-03-2005

(C.V. Ramulu, J)

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Note: Furnish copy by tomorrow.

B/O

To

1. Authorised Officer, Andhra Bank, Zonal Office,

Raja Rangayyappa Rao Street, Vijayawada-520001,

Krishna District.

2 Manager, Andhra Bank, Main Branch, R.R.Street,

Vijayawada.

3 The Debts Recovery Tribunal, Visakhapatnam.

4 The Debts Recovery Tribunal, Hyderaabad.

5 Two CD copies.